

# EXHIBIT F

**CHIARI & ILECKI, LLP**

ATTORNEYS AND COUNSELORS AT LAW

14 LAFAYETTE SQ STE 1440, BUFFALO, NY 14203

Phone: (716) 838-4300 Fax: (716) 204-9728

moverbeck@chiari-ilecki.com

GERALD CHIARI  
WILLIAM ILECKI  
BARBARA RIDALL  
KEITH ROSEBORO  
MELISSA OVERBECK  
SARAH BLARR  
GIOVANNI GENOVESE, OF COUNSEL  
ROBERT DUBIN, OF COUNSEL (FORMERLY DUBIN & DUBIN)

February 9, 2015

*February 12, 2015  
(@ 10:34 am)*

WILLIAM J. WAGNER Jr.  
5419 Roberts Rd.  
Hamburg, NY 14075

RE: Claim of M.J. PETERSON, LLC

Dear Mr. Wagner:

*Called Telped to Karen  
gave her the last 4 digits  
of SS # and she said  
I WAS NOT the person they  
were looking for and she would  
notify the attorneys.*

Please find the enclosed Notice pursuant to CPLR 5222. This communication is from a debt collector. The debt collector is attempting to collect a debt, and any information obtained will be used for that purpose.

The current Judgment balance as of February 9, 2015 is \$2,570.17. Note- because of interest or other charges that may vary from day to day, the amount due on the day you pay may be greater. If you pay the amount shown above, an adjustment may be necessary after we receive the payment, in which event we will inform you. For further information, please contact this office.

Very truly yours,

CHIARI & ILECKI, LLP

*Melissa Overbeck*  
MELISSA OVERBECK

Enclosure

Our file number- 200655690

*3/19/15  
CHRISTIAN E MAILED THE  
ATTORNEY TO INFORM  
HIM (ILECKI) THAT I'M HAVE  
A DIFFERENT SS# AND ADDRESS.*

STATE OF NEW YORK  
COUNTY OF ERIE : SUPREME COURT

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M.J. PETERSON, LLC,  
Plaintiff-Judgment-Creditor,

vs.

WILLIAM J. WAGNER Jr.,  
Defendant(s).

**SUBPOENA DUCES TECUM**  
**WITH RESTRAINING NOTICE**

Original Index No. B98134

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RE: WILLIAM J. WAGNER Jr., 5419 Roberts Rd., Hamburg, NY 14075, Judgment-Debtor(s)

**THE PEOPLE OF THE STATE OF NEW YORK**

TO: **WILLIAM J. WAGNER Jr.**

**WHEREAS**, in an action in Buffalo City Court, Index No. B98134, (Assigned Judge-Hon. ), between the parties listed above, a Judgment was entered on **May 10, 2006** in favor of said Judgment-Creditor and against Judgment Debtor(s), WILLIAM J. WAGNER Jr., in the amount of \$1,437.15, of which \$2,603.83 remains due, plus interest on the remaining principal Judgment balance at 9.00% from May 15, 2015.

**NOW, THEREFORE WE COMMAND YOU**, appear and attend before a person authorized by the laws of the state of New York to administer oaths, at:

**14 LAFAYETTE SQ STE 1440**

**BUFFALO, NY 14203**

**ON July 7, 2015 at 2:00 PM ,**

and at any recessed or adjourned date for the taking of a deposition under oath upon oral or written questions on all matters relevant to the satisfaction of such judgment; **AND WE FURTHER COMMAND YOU** to produce for examination at such time and place the following books, papers and records: **any and all bank statements, payroll records, payroll stubs, payroll receipts; copies of any loans, mortgages, notes, etc.**, and all other books, papers and records in your possession or control which have or may contain information concerning the Judgment-Debtor(s)' property, income or other means relevant to the satisfaction of the judgment, **INCLUDING, BUT NOT LIMITED TO ALL DOCUMENTS REFERENCED IN SCHEDULE A (ATTACHED).**

**TAKE FURTHER NOTICE** that pursuant to subdivision (b) of §5222 of the Civil Practice Law and Rules, which is set forth herein, you are hereby forbidden to make or suffer any sale, assignment or transfer of, or any interference with, any such property or pay over or otherwise dispose of any such debt, except as therein provided.

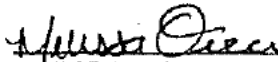
**CIVIL PRACTICE LAW AND RULES**

Section 5222(b) - Effect of restraint; prohibition of transfer; duration. A judgment debtor or obligor served with a restraining notice is forbidden to make or suffer any sale, assignment, transfer or interference with any property in which he or she has an interest, except as set forth in subdivisions (h) and (i) of this section, and except upon direction of the sheriff or pursuant to an order of the court, until the judgment or order is satisfied or vacated. A restraining notice served upon a person other than the judgment debtor or obligor is effective only if, at the time of service, he or she owes a debt to the judgment debtor or obligor or he or she is in the possession or custody of property in which he or she knows or has reason to believe the judgment debtor or obligor has an interest, or if the judgment creditor or support collection unit has stated in the notice that a specified debt is owed by the person served to the judgment debtor or obligor or that the judgment debtor or obligor has an interest in specified property in the possession or custody of the person served. All property in which the judgment debtor or obligor is known or believed to have an interest then in and thereafter coming into the possession or custody of such a person, including any specified in the notice, and all debts of such a person, including any specified in the notice, then due and thereafter coming due to the judgment debtor or obligor, shall be subject to the notice except as set forth in subdivisions (h) and (i) of this section. Such a person is forbidden to make or suffer any sale, assignment or transfer of, or any interference with, any such property, or pay over or otherwise dispose of any such debt, to any person other than the sheriff or the support collection unit, except as set forth in subdivisions (h) and (i) of this section, and except upon direction of the sheriff or pursuant to an order of the court, until the expiration of one year after the notice is served upon him or her, or until the judgment or order is satisfied or vacated, whichever event first occurs. A judgment creditor or support collection unit which has specified personal property or debt in a restraining notice shall be liable to the owner of the property or the person to whom the debt is owed, if other than the judgment debtor or obligor, for any damages sustained by reason of the restraint. If a garnishee served with a restraining notice withholds the payment of money belonging or owed to the judgment debtor or obligor in an amount equal to twice the amount due on the judgment or order, the restraining notice is not effective as to other property or money.

**TAKE FURTHER NOTICE THAT DISOBEDIENCE OF THIS RESTRAINING NOTICE OR FALSE SWEARING OR FAILURE TO COMPLY WITH THIS SUBPOENA MAY SUBJECT YOU TO FINE AND IMPRISONMENT FOR CONTEMPT OF COURT.**

This communication is from a debt collector. The debt collector is attempting to collect a debt, and any information obtained will be used for that purpose. This subpoena or process (as the case may be) requires your personal appearance at the time and place specified. Failure to appear may subject you to the fine and imprisonment for contempt of court.

Dated: May 15, 2015

  
MELISSA OVERBECK  
CHIARI & ILECKI, LLP  
Attorney(s) for Judgment-Creditor  
14 LAFAYETTE SQ STE 1440  
BUFFALO, NY 14203  
Phone: (716) 838-4300  
Fax: (716) 204-9728

SCHEDULE A

FOR THE PERIOD FROM 6 YEARS PRIOR TO THE DEPOSITION DATE TO SAID DEPOSITION DATE RELATIVE TO ANY DEFENDANT:

1. All savings bank books, records, accounts and memoranda, current as well as those that may have been cancelled or closed, whether in Defendant's name individually, jointly, in trust, as custodian, as nominee, or in conjunction with any other person or persons, including but not limited to deposit slips, withdrawal slips, and money order or bank check stubs;
2. All records, papers and memoranda concerning all checking accounts in Defendant's name individually, jointly, in trust, as custodian, as nominee or in conjunction with any other person or persons, including checkbooks, checkbook stubs, statements, cancelled checks and deposit slips, whether said accounts are current or may have been closed;
3. All stock certificates, bonds or other securities in Defendant's name individually, jointly, in trust, as custodian, as nominee or in conjunction with any other person or persons, or which may be held in account individually or in conjunction with any other person or persons in any corporation, domestic and foreign, or issued by the federal government or by any state, municipal or other governmental agency;
4. All books, records, accounts, monthly statements, statements of transactions and all other papers and memoranda of stock brokerage accounts in Defendant's name individually, jointly, in trust, as custodian, as nominee or in conjunction with any other person or persons;
5. All personal financial statements prepared on behalf of Defendant and all credit applications;
6. Copies of all Defendant(s)' federal, state and city income tax returns together with the schedules, amendments and worksheets thereof and all other papers, documents and memoranda referring to any adjustments made in connection therewith, together with all 1099, W-2 and K-1 forms;
7. Any and all contracts for the rental and/or lease of safe deposit boxes or vaults by Defendant(s);
8. Any and all rental leases, titles, registrations, and deeds or conveyances of real or personal property in Defendant's name individually, jointly, in trust, as custodian, as nominee, or in conjunction with any other accounts are current or may have been closed, together with any documentation relative to liens, mortgages, real property taxes and other expenses and repairs relative to any real or personal property in which Defendant may have an interest or had an interest within 6 years prior to the commencement of this action;
9. Copies of all corporate books, federal and state income tax returns together with the schedules and worksheets thereof and all other papers, documents and memoranda relative to any corporation in which Defendant was or is the owner of any stock;
10. Any records relative to transfers of personal property by Defendant(s) in excess of \$500;
11. Any and all records, documents, papers and memoranda, including pay stubs, pertaining to monies received and/or being presently received from all sources by Defendant(s);
12. Any and all policies of insurance including but not limited to theft, floater, liability, health and accident and automobile, and all records showing payments for premiums therefor;
13. All records of Defendant(s)' membership in and contributions to any charity or any other organizations or associations including private or professional clubs or associations;
14. Orders, Judgments, Agreements (including Separation and Property Settlement), Financial Affidavits, relative to any financial obligation or property of the Defendant, including any proceeding involving support, maintenance/alimony, divorce, or separation.
15. Any and all records, vouchers, documents, papers, or memoranda pertaining to monies, benefits or reimbursement, whether already paid, payable or due to Defendant for salaries, drawings, wages, travel and entertainment, automobile use or expense, dividends, bonuses, sick pay, pensions or other retirement accounts, annuities, welfare benefits, profit sharing, stock options; and
16. Any documents pertaining to any educational degrees or professional licenses of Defendant.
17. Records of all credit card charges, or any other indebtedness incurred by Defendant; any other records relative to Defendant's assets, liabilities and expenses.

## NOTICE TO JUDGMENT DEBTOR OR OBLIGOR

Money or property belonging to you may have been taken or held in order to satisfy a judgment or order which has been entered against you. Read this carefully.

### YOU MAY BE ABLE TO GET YOUR MONEY BACK

State and federal laws prevent certain money or property from being taken to satisfy judgments or orders. Such money or property is said to be "exempt". The following is a partial list of money which may be exempt:

1. Supplemental security income, (SSI);
2. Social security;
3. Public assistance (welfare);
4. Spousal support, maintenance (alimony) or child support;
5. Unemployment benefits;
6. Disability benefits;
7. Workers' compensation benefits;
8. Public or private pensions;
9. Veterans benefits;
10. Ninety percent of your wages or salary earned in the last sixty days;
11. Twenty-six hundred twenty-five dollars (\$2,625.00) of any bank account containing statutorily exempt payments that were deposited electronically or by direct deposit within the last forty-five days, including, but not limited to, your social security, supplemental security income, veterans benefits, public assistance, workers' compensation, unemployment insurance, public or private pensions, railroad retirement benefits, black lung benefits, or child support payments;
12. Railroad retirement; and
13. Black lung benefits.

If you think that any of your money that has been taken or held is exempt, you must act promptly because the money may be applied to the judgment or order. If you claim that any of your money that has been taken or held is exempt, you may contact the person sending this notice.

Also, YOU MAY CONSULT AN ATTORNEY, INCLUDING ANY FREE LEGAL SERVICES ORGANIZATION IF YOU QUALIFY. You can also go to court without

an attorney to get your money back. Bring this notice with you when you go. You are allowed to try to prove to a judge that your money is exempt from collection under New York civil practice law and rules, sections fifty-two hundred twenty-two-a, fifty-two hundred thirty-nine and fifty-two hundred forty. If you do not have a lawyer, the clerk of the court may give you forms to help you prove your account contains exempt money that the creditor cannot collect. The law (New York civil practice law and rules, article four and sections fifty-two hundred thirty-nine and fifty-two hundred forty) provides a procedure for determination of a claim to an exemption.

This communication is from a debt collector. The debt collector is attempting to collect a debt, and any information obtained will be used for that purpose.

CHIARI & ILECKI, LLP

Attorneys at Law

14 LAFAYETTE SQ STE 1440, BUFFALO, NY 14203

Phone: (716) 838-4300 Fax: (716) 204-9728

Our file number- 20065569©

TRANSCRIPT OF JUDGMENT  
CERTIFICATE OF DISPOSITION

DOCKET NO. B98134

Judgment Debtor Address WILLIAM J WAGNER, JR  
378 WINDERMERE BLVD  
AMHERST, NY 14226  
Judgment Creditor M.J. PETERSON CORP  
Address 501 JOHN JAMES AUDUBON PKWY  
AMHERST, NY 14228  
Attorney for GOLDSTEIN, BULAN & CHIARI  
Judgment 1440 RAND BLDG.  
Creditor BUFFALO, N.Y. 14203  
ACTION SEVERED:

Damages \$ 1285.65

Court Costs \$ 151.50

TOTAL AWARD \$ 1437.15

Judgment Docketed  
Date: May 10, 2006Judgment Rendered  
Date: May 10, 2006  
CITY COURT OF BUFFALO  
COUNTY OF ERIE  
STATE OF NEW YORK

REMARKS

DATE SATISFIED:

State of New York )  
County of Erie )  
City of Buffalo )

I, RUTH DAHAR, clerk of the City Court of Buffalo, hereby certify that all of the above is a correct transcript from the docket of judgments in the Buffalo City Court, and I further certify that the above judgment has been ENTERED.

IN TESTIMONY WHEREOF, I have hereunto set my name and affixed the official seal of the City Court of Buffalo on May 12, 2006.

  
RUTH DAHAR  
Court Clerk

S E A L